



Dkt. 60623-A/JPW/GJG/CSN

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Adrian Gilbert et al.  
U.S. Serial No.: 09/788,131 Examiner: A. DeCloux  
Filed : February 16, 2001 Group Art Unit: 1614  
For : ORAL, NASAL AND PULMONARY DOSAGE  
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1185 Avenue of the Americas  
New York, New York 10036  
July 15, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

**FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**PURSUANT TO 37 C.F.R. §1.97(c)(2)**

In accordance with their duty of disclosure under 37 C.F.R. §1.56, applicants direct the Examiner's attention to the following publications which are listed again on the attached Form PTO-1449 (**Exhibit A**) and copies of References 1-6 are attached hereto as **Exhibits 1-6**.

This Fifth Supplemental Information Disclosure Statement is being submitted after the issuance of a first Office Action on the merits in connection with the subject application, but prior to the issuance of a final action under 37 C.F.R. § 1.113, a notice of allowance under 37 C.F.R. § 1.311 or an action that otherwise closes prosecution. Applicants note that the required \$180.00 fee for filing an Information Disclosure Statement was paid in the April 30, 2003 Fourth Supplemental Information Disclosure Statement pursuant to 37 C.F.R. § 1.97(c)(2). Accordingly, this Fifth Supplemental Information Disclosure Statement shall be considered pursuant to 37 C.F.R. § 1.97(c)(2).

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Applicants point out that Reference 3 was cited in the June 4, 2003 Supplementary European Search Report in the corresponding European application, and a copy of the Report is enclosed as **Exhibit B**.

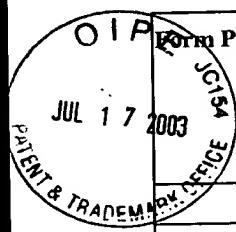
1. U.S. Patent Publication No. US-2002-0037848-A1, published March 28, 2002 (Eisenbach-Schwartz et al.) (**Exhibit 1**);
2. U.S. Patent Publication No. US-2003-0004099-A1, published January 2, 2003 (Eisenbach-Schwartz et al.) (**Exhibit 2**);
3. Harrison and Hafler, "Antigen-Specific Therapy for Autoimmune Disease", Current Opin. Immunol., 2000, 12(6): 704-711 (**Exhibit 3**);
4. Pender et al., Int. Med. Journal, 2002, 32: 554-563 (**Exhibit 4**);
5. Van Noort et al., International Review of Cytology, 1995, 178: 127-205 (**Exhibit 5**); and
6. Webster's II New Riverside University Dictionary, The Riverside Publishing Company, 1984, 933 (**Exhibit 6**).

Applicants request that the Examiner review the publications and make them of record in the subject application.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee is deemed necessary in connection with the filing of this





Form PTO-1449

**U.S. Department of Commerce  
Patent and Trademark Office**

**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

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## U.S. PATENT DOCUMENTS

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**FOREIGN PATENT DOCUMENTS**

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

OTHER DOCUMENTS (including References)	
	Harrison and Hafler, "Antigen-Specific Therapy for Autoimmune Disease", <u>Current Opin. Immunol.</u> , 2000, <u>12</u> (6): 704-711.
	Pender et al., <u>Int. Med. Journal</u> , 2002, 32: 554-563.
	Van Noort et al., <u>International Review of Cytology</u> , 1995, 178: 127-205.
	Webster's II New Riverside University Dictionary, The Riverside Publishing Company, 1984, 933.

**\*EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance with MPEP 609. Include copy of this form with next communication to applicant.

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**Exhibit A**